

Message Text

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PAGE 01 STATE 049236
ORIGIN COME-00

INFO OCT-01 CIAE-00 DODE-00 EB-08 NSAE-00 USIA-06 TRSE-00
EUR-12 ERDA-05 ISO-00 /032 R

DRAFTED BY COM/OEA CGSEASWORD:BAW
APPROVED BY EB/EWT RWPRACHT
EPWALINSKY, DIR.PPD/OEA/BEWT
RPE

-----060158 043784 /73

R 050129Z MAR 77
FM SECSTATE WASHDC
TO USMISSION OECD PARIS

C O N F I D E N T I A L STATE 049236

EXCON

E.O. 11652: XGDS-1

TAGS:ESTC, COCOM, GW, PL

SUBJECT: COMPETING US/GERMAN MICROCIRCUITS TO POLAND -
IL -1564

REFS: (A) STATE 310742; (B) COCOM DOC.(76)1918; (C) STATE
A-845 AND (D) COCOM DOC.(76)2051

1) USDEL WILL RECALL FROM REF A THAT US LICENSING ACTION
REQUIRED FOR REF B. IT NOW TURNS OUT THAT BEWT 237890,
CITED IN REF A AND SUBJECT OF "HOLD ACTION NOTICE" AIRGRAM
(REF C), IS A COMPETITIVE BID AND NOT (REPEAT NOT)
THE US CASE ASSOCIATED WITH REF B. DISCUSSIONS WITH THE US
MANUFACTURER OF THE SUBJECT CIRCUITS (MOS TECHNOLOGY)
REVEAL THAT NEITHER IT NOR ITS GERMAN AFFILIATE HAVE
KNOWLEDGE OF THE TRANSACTION COVERED BY REF B.

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2) UNITRONEX,(PROTECT NAME) THE US APPLICANT IN REF C, IS
A POLISH PURCHASING AGENCY INCORPORATED IN THE US FOR THE
PURPOSE OF SUPPLYING POLISH CONSIGNEES, SUCH AS MERA-ELWRO,
WITH INTEGRATED CIRCUITS AND SIMILAR DEVICES. THE PATTERN
OF UNITRONEX CASES HAS BEEN DIRECT SHIPMENT FROM US AND,
THEREFORE, IT APPEARS UNLIKELY THAT IT WOULD NOW BEGIN TO
SHIP US-ORIGIN DEVICES FROM OTHER COCOM SOURCES. (FYI:

TALKS WITH UNITRONEX SUGGEST THAT AT ONE TIME IT

CONTEMPLATED SUPPLY FROM GERMANY BUT SUBSEQUENTLY CHANGED ITS MIND. THE DATE OF REF B TENDS TO LEND CREDENCE TO THIS CONTEMPLATION, HOWEVER, ALBEIT OUT OF CHARACTER FOR PREVIOUS UNITRONEX TRANSACTIONS, AND COULD EXPLAIN REF B, WHICH MAY HAVE BEEN THE RESULT OF AN APPLICATION FROM A GERMAN "JOBBER" RATHER THAN FROM THE MOS TECHNOLOGY GERMAN AFFILIATE END FYI).

3) THE PROBLEM NOW IS TO RESOLVE THE ISSUE PRESENTED BY REF B AND REF C. USDEL, THEREFORE, SHOULD BILATERALLY CONTACT GERDEL AND EXPLAIN THE SITUATION, DRAWING ON THE ABOVE INFORMATION. USDEL SHOULD ALSO SAY THAT THE US WOULD BE WILLING TO VIEW FAVORABLY THE APPROVAL OF REF B IF IT CAN BE SUBSTANTIATED THAT THE GERMAN APPLICANT HAS, IN FACT, OBTAINED THE ORDER, WHILE NOTING THAT THE CIRCUITS ARE OF US-ORIGIN AND REQUIRE US LICENSING. HOPEFULLY, THE GERMANS WILL WITHDRAW REF B AFTER INVESTIGATION, INASMUCH AS (I) UNITRONEX HAS SUPPLIED US WITH A LETTER DATED FEBRUARY 25, 1977, INFORMING US THAT IT HAS THE ORDER AND (II) UNITRONEX HAS FORWARDED TO US A LETTER FROM THE CONSIGNEE STATING THE ORDER WAS PLACED WITH UNITRONEX AND WOULD UNITRONEX SHIP THE CIRCUITS ASAP SINCE PRODUCTION IS CURTAILED PENDING THEIR RECEIPT.

4) USDEL SHOULD ALLOW THE GERMANS REASONABLE TIME TO DIGEST THE SITUATION BEFORE SUBMITTING REF C TO THE COMMITTEE UNDER THE URGENCY PROCEDURE. PERHAPS ONE WEEK
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AFTER THE APPROACH TO THE GERMANS WOULD BE SUFFICIENT. USDEL MAY, IF HE WISHES, INFORM THE GERDEL WHEN HE WILL SUBMIT REF C. WE LEAVE IT TO USDEL'S DISCRETION WHETHER IT IS NECESSARY TO SET STRAIGHT THE RECORD IN REF D.
CHRISTOPHER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ELECTRONIC EQUIPMENT, STRATEGIC TRADE CONTROLS, TRANSACTION CHECKS, BUSINESS FIRMS, EXPORT LICENSES
Control Number: n/a
Copy: SINGLE
Sent Date: 05-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE049236
Document Source: CORE
Document Unique ID: 00
Drafter: BAW
Enclosure: n/a
Executive Order: X1
Errors: N/A
Expiration:
Film Number: D770077-0220
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770389/aaaadadu.tel
Line Count: 102
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: f4b612bd-c288-dd11-92da-001cc4696bcc
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Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Secure: OPEN
Status: NATIVE
Subject: COMPETING US/GERMAN MICROCIRCUITS TO POLAND - IL -1564
TAGS: ESTC, GE, PL, US, COCOM
To: OECD PARIS
Type: TE
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